

MELINDA HAAG (CABN 132612)  
United States Attorney

MIRANDA KANE (CABN 150630)  
Chief, Criminal Division

KYLE F. WALDINGER (ILBN 6238304)  
Assistant United States Attorney

450 Golden Gate Avenue, 11<sup>th</sup> Floor  
San Francisco, California 94102  
Telephone: (415) 436-6830  
Facsimile: (415) 436-7234  
E-mail: kyle.waldinger@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, ) No. CR 08-0237 EMC  
Plaintiff, )  
v. ) JOINT MOTION AND REQUEST TO  
BECKY CHRISTIAN, ) CONTINUE STATUS HEARING AND  
Defendant. ) [PROPOSED] ORDER

The United States and the defendant Becky Christian jointly request that the status hearing presently set for September 5, 2012, be continued to January 23, 2013, at 2:30 p.m., for status.

The defendant Becky Christian previously pled guilty pursuant to a plea agreement in which she agreed to cooperate with the United States in its investigation and prosecution of other individuals. It is now anticipated that Ms. Christian will testify at the trial of her co-defendant David Nosal in this case. The Nosal case has been on appeal. Earlier this month, the mandate of the Ninth Circuit issued, and the parties in the Nosal case are scheduled to appear for a status conference on August 29, 2012. The United States anticipates that a trial date will be set at that time, or shortly thereafter. The defendant Christian is expected to testify in that trial. Because

JOINT MTN. & [PROPOSED] ORDER  
CR 08-0237 EMC

1 Ms. Christian will be required to testify at trial, her cooperation with the government's  
2 investigation is not yet complete.

3 For all of these reasons, the parties jointly request that this Court vacate the status hearing  
4 presently set for September 5, 2012, and set a status hearing for January 23, 2013, at 2:30 p.m.

5  
6 Respectfully submitted,

7 Dated: August 17, 2012

MELINDA HAAG  
United States Attorney

8  
9  
10 Dated: August 17, 2012

/s/  
11 KYLE F. WALDINGER  
12 Assistant United States Attorney

13  
14 Dated: August 17, 2012  
15  
16 **[PROPOSED] ORDER**  
17 GOOD CAUSE APPEARING,  
18 IT IS ORDERED that the status hearing presently set for September 5, 2012, is vacated.  
19 The parties are ordered to appear for a status hearing on January 23, 2013, at 2:30 p.m.

20 Dated this 17<sup>th</sup> day of August, 2012

